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SEP 27 2004

Monday, September 27, 2004

To: Examiner Steven O. Douglas  
Commissioner for PatentsFax : (703) 872-9306  
Phone:

From: L. Grant Foster

Fax : (801) 364-9124  
Phone: (801) 595-7830

Message: Please see accompanying document.

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No Confirmation CopyNumber of pages including cover sheet: 27

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Note: If this fax is illegible or incomplete please call us. This fax may contain confidential information protected by the attorney-client privilege. If you are not the named recipient, you may not use, distribute or otherwise disclose this information without our consent. Instead, please call (801) 595-7800; we will arrange for its destruction or return.

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Attorney Number:	5144	Client/Matter:	46982.0002	Time Deadline:	
Operator Initials:	KC	Date Transmitted:	09-27-04	Time Transmitted:	

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Holland &amp; Hart LLP Attorneys at Law

Phone (801) 595-7800 Fax (801) 364-9124 [www.hollandhart.com](http://www.hollandhart.com)

60 E. South Temple Suite 2000 Salt Lake City, Utah 84111-1031

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

U.S. PATENT APPLICATION SERIAL NO. ....10/690,304  
FILING DATE.....21 October 2003  
INVENTOR.....James P. Kuntz  
ASSIGNEE.....Spokane Industries, Inc.  
GROUP ART UNIT .....3753  
EXAMINER.....Steven O. Douglas  
ATTORNEY'S DOCKET NO. ....46982.0002  
TITLE ..... "Aircraft Defueling Apparatus and Method"

**TRANSMITTAL LETTER AND CERTIFICATE OF FACSIMILE TRANSMISSION**

To: Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450


From: L. Grant Foster  
HOLLAND & HART LLP  
555 - 17<sup>th</sup> Street, Suite 3200  
P.O. Box 8749  
Denver, CO 80201  
Telephone: (801) 595-7830  
Facsimile: (801) 364-9124

Transmitted herewith are the items listed below submitted regarding the matter identified above:

1. Transmittal Letter with Certificate of Facsimile Transmission included
2. Response to Office Action
3. Fee Calculation Sheet

**Deposit Account Authorization** - The Commissioner is hereby authorized to charge payment of or credit any applicable fees to Deposit Account No. 08-2623.

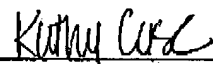
Date: 27 SEPTEMBER 2004

By:   
L. Grant Foster  
Registration No. 33,236

**CERTIFICATE OF FACSIMILE TRANSMISSION**

I hereby certify the items listed above are being sent via facsimile (facsimile number (703) 872-9306) on the below indicated date to the Commissioner for Patents, Attention: Examiner Steven O. Douglas, Art Unit 3751.

Date: 27 September 2004

Signature:   
Name: Kathy Case


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APPLICANT'S CALCULATION OF TOTAL FEES DUE							
FEE TYPES							Amount (\$)
<b>BASIC FEE (\$770/385)</b>							
CLAIMS FEES	Number of Claims Remaining After Any Amendments	Minus the Larger		Equals	Times Rate (\$)		
		Number Allowed in Base Fee	Number of Claims For Which Fees Have Been Paid	Excess Claims For Which Fees Are Now Due	Large Entity	Small Entity	
Total Claims	40	20	47		18.00	9.00	0.00
Indep. Claims	14	3	8	6	86.00	43.00	258.00
<b>EXTENSION PETITION/FEES (\$)</b> Applicant hereby petitions for an extension of time for response under 37 CFR 1.136(a) as indicated or as necessary to maintain the pendency of this application.				One month	110.00	55.00	
				Two months	420.00	210.00	
				Three months	950.00	475.00	
				Four months	1,480.00	740.00	
				Five months	2,010.00	1,005.00	
<b>ANY OTHER FEES</b>							
<b>TOTAL FEES OWED</b>							<b>\$ 258.00</b>

**Deposit Account Authorization** - The Commissioner is hereby authorized to charge any necessary payments or credit any applicable fees to Deposit Account No. 08-2623.

A check for the \$258.00 filing fee is enclosed.

Date: 27 SEPTEMBER 2004

By:   
L. Grant Foster  
Registration No. 33,236

3284246\_1.DOC

SEP 27 2004

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

U.S. PATENT APPLICATION SERIAL NO.....10/690,304  
FILING DATE.....21 October 2003  
INVENTOR.....James P. Kuntz  
ASSIGNEE.....Spokane Industries, Inc.  
EXAMINER.....Steven O. Douglas  
ART UNIT.....3753  
ATTORNEY'S DOCKET NO.....46982.0002  
TITLE....."Aircraft Defueling Apparatus and Method"

**RESPONSE TO OFFICE ACTION DATED 25 JUNE 2004**

To: Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

From: L. Grant Foster  
HOLLAND & HART LLP  
555 - 17<sup>th</sup> Street, Suite 3200  
P.O. Box 8749  
Denver, Colorado 80201  
Telephone: (801) 517-7843  
Facsimile: (801) 364-9124

In response to the Office Action dated 25 June 2004, please amend the above-identified application as follows:

**Amendments to the Claims** are reflected in the listing of claims which begins on page 2 of this paper.

**Remarks** begin on page 19 of this paper.

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